

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

ASA T. CARTER,

Plaintiff,

v.

BAKEWELL et al.,

Defendant.

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CASE NO. 4:05CV3158

**ORDER TO
SHOW CAUSE**

Whereas, 28 U.S.C. §1915(g) provides:

In no event shall a prisoner bring a civil action or appeal a judgment in a civil action or proceeding under this section if the prisoner has, on 3 or more occasions, while incarcerated or detained in any facility, brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury.

And, whereas, a search of the records of this Court reveals that the Plaintiff has brought the following actions that were dismissed:

1. Carter v Douglas County Correctional Center, 93cv74.
2. Carter v Dunning, 95cv297.
3. Carter v McPhillips, 95cv362.

Therefore, on or before June 15, 2007, the Plaintiff shall file with this Court an affidavit or an affirmation made under penalty of perjury stating any reasons why the above-captioned action should not be dismissed in accordance with 28 U.S.C. §1915(g). In the absence of such a filing showing good cause why this action should not be dismissed, an order of dismissal will be entered.

Dated this 4th day of June, 2007.

BY THE COURT:

s/Laurie Smith Camp
United States District Judge